HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri Justice **S.R.Nayak**, Chief Justice

Writ Petition No.1913/2005

PETITIONER : Devi Prasad Tiwari, S/o Shri Durga Prasad, Aged about 57 years, R/o Chikhli, Distt. Raigarh (C.G.), Designation Forest Guard.

Versus

RESPONDENTS :
1. State of Chhattisgarh, Through: Secretary, Department of Forest, Mantralay, D.K.S.Bhawan, P.O. & Distt. Raipur (C.G.)
2. Conservator of Forest, Bilaspur Circle, P.O. & Distt.- Bilaspur (C.G.)
3. Divisional Forest Officers, Raigarh, Forest Division, P.O. Raigarh, (C.G.)
4. Forest Ranger (Parikshtra Adhikari) Raigarh Forest Division, P.O. and Distt.- Raigarh.

Shri B.R. Ghosh, learned counsel for the petitioner.
Shri Sanjay Shyam Agrawal, G.A. for the State.

ORAL ORDER
(Passed on 24.2.2006)

This writ petition is liable to be dismissed in limine for the simple reason that the very order impugned in this writ petition was questioned by the petitioner before the 2nd respondent appellate authority and I am told that the 2nd respondent appellant authority by its order dated 10th August 2005 dismissed the appeal of the petitioner. In that view of the matter, this writ petition is dismissed as not maintainable. However, this order shall not come in the way of the petitioner calling in question the correctness of the order of the

2nd respondent dated 10.8.2005 in an independent legal action, if he is so advised. No costs.

Sd/-
Chief Justice

Anjani